IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 19TH JANUARY 2007 / 29TH PAUSHA 1928

Bail Appl..No. 328 of 2007()

CMP.103/2007 of MUNI-MAGI.COURT,PONNANI
.....

PETITIONERS/ACCUSED :
---

1. NISAR, S/O. SIDHI,
PADINJAREPURAKKAL HOUSE, PALAPPETTY

2. HAMZA, S/O. KUMBU,
CHALIL HOUSE, PALAPETTY

3. SIRAJUDHEEN, S/O. SITHUMUHAMMED
MARAKARATH HOUSE, PALAPETTY

4. SHAMSADH, S/O. SHAMSU
KUNNATHU HOUSE, PALAPETTY

BY ADV. SRI.K.J.SAJI ISAAC

RESPONDENTS:

STATE OF KERALA REPRESENTED BY THE
PUBLIC PROSECUTOR,
HIGH COURT OF KERALA

BY PUBLIC PROSECUTOR SRI.P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 19/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

- - - - - - - - - - - - - - - - - -

Bail Application NO. 328 of 2007

- - - - - - - - - - - - - - - - - -

DATED: 19-01-2007

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioners who are accused Nos.3, 4 and 5 in Crime No. 80/06 of Perumpadappa Police Station for offences punishable under Secs. 143, 147, 148, 324 and 308 read with Sec. 149 I.P.C., seek their enlargement on bail. Petitioners surrendered on 12-01-2007.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioners and the other circumstances of the case etc., I am inclined to grant bail to the petitioners. Accordingly, the petitioners are directed to be released on bail with effect from 24-01-2007 on each of them executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M., Ponnani, and subject to the following conditions:

1. The petitioners shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioners shall make themselves available for interrogation as and when required by the police till the filing of the final report.

3. The petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

4. The petitioners shall not commit any offence while on bail.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR, JUDGE.

ani.